THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 16615 of 2006

23-08-2006

Between:-

Smt. G. Lakshmi

Petitioner

And

Commissioner of Police, Visakhapatnam and three others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 16615 of 2006

Oral order:

The grievance in the writ petition is that the respondent Nos. 1 and 2 have not registered the petitioner's complaints dated 03-05-2006 and 01-06-2006 and have not initiated appropriate legal action against the 3rd and 4th respondents. The petitioner seeks an appropriate direction to the respondent Nos. 1 and 2 on this grievance.

In *Hari Singh v. The State of U.P.* ([1]), the Supreme Court has spelt out the law that the appropriate remedy for a citizen in respect of the grievance that a complaint disclosing commission of cognizable offence has not been registered and investigation taken up by the police, is to prefer a private complaint under Section 200 of the Code of Criminal Procedure, 1973 before the competent and jurisdictional Magistrate and not to seek remedy in a writ petition

in view of the fact that an alternative remedy is available.

In the light of the law declared, the writ petition must fail. The petitioner is at liberty to pursue appropriate statutory remedies. Accordingly, the writ petition is dismissed. No costs.

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GODA RAGHURAM, J

Dated:23-08-2006
Pvks/*

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[1] 2006 (5) Supreme 513